

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TENNESSEE  
KNOXVILLE DIVISION**

CC HOLDINGS, LLC,  
CC BRIARCLIFF, LLC,  
CONTINUUM COURTYARDS, LLC,  
AND COURTYARDS BRIARCLIFF, LLC,

Plaintiffs/Counter-Defendants,

vs.

Docket No. 3:16-CV-00561

EAST LAKE ACQUISITION COMPANY IV, LLC

Defendant/Counter-Plaintiff.

---

**MOTION TO DISMISS PURSUANT TO FED. R. CIV. P. 41(a)2**

---

Come the Plaintiffs, CC Holdings, LLC, CC Briarcliff, LLC, Continuum Courtyards, LLC and Courtyards Briarcliff, LLC, pursuant to Fed. R. Civ. P. 41(a)(2), move the Court for an order dismissing the Complaint filed in this action. In support of the motion, Plaintiffs rely upon the Memorandum of Law submitted simultaneously herewith.

Respectfully submitted this 9<sup>th</sup> day of May, 2017.

ATTORNEYS FOR PLAINTIFFS

s/ DARYL R. FANSLER  
DARYL R. FANSLER (BPR 010219)

BERNSTEIN, STAIR & MCADAMS LLP  
116 Agnes Road  
Knoxville, Tennessee 37919  
(865) 546-8030

**CERTIFICATE OF SERVICE**

I hereby certify that on the 9<sup>th</sup> day of May, 2017, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. mail. Parties may access this filing through the Court's electronic filing system.

s/ DARYL R. FANSLER

DARYL R. FANSLER (BPR 010219)  
BERNSTEIN, STAIR & MCADAMS LLP  
116 Agnes Road  
Knoxville, Tennessee 37919  
(865) 546-8030